

**BEFORE THE TENNESSEE REGULATORY AUTHORITY**

**NASHVILLE, TENNESSEE**

**February 19, 2004**

**IN RE:**

**PETITION OF ATMOS ENERGY CORPORATION  
FOR APPROVAL OF GAS TRANSPORTATION  
AGREEMENT WITH THE GOODYEAR TIRE  
AND RUBBER COMPANY**

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**DOCKET NO.  
03-00540**

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**ORDER SUSPENDING SPECIAL CONTRACT FOR NINETY DAYS  
AND APPOINTING A HEARING OFFICER**

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This matter came before Chairman Deborah Taylor Tate, Director Pat Miller and Director Ron Jones of the Tennessee Regulatory Authority (the "Authority"), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on October 21, 2003, for consideration of the *Petition of Atmos Energy Corporation for Approval of Gas Transportation Agreement with the Goodyear Tire and Rubber Company* filed on September 30, 2003.

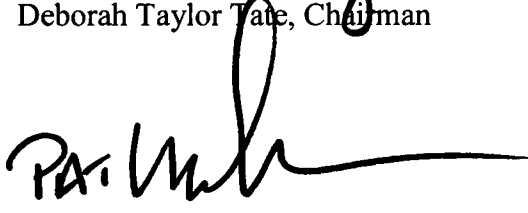
During the Authority Conference, a majority of the panel voted to suspend the special contract through January 29, 2004 and appoint the Authority's General Counsel or his designee to act as the Hearing Officer in this proceeding to hear preliminary matters prior to the Hearing, to rule on any petition(s) for intervention, and to set a procedural schedule to completion.

**IT IS THEREFORE ORDERED THAT:**

1. The *Petition of Atmos Energy Corporation for Approval of Gas Transportation Agreement with the Goodyear Tire and Rubber Company* is suspended through January 29, 2004.

2. The General Counsel or his designee is appointed Hearing Officer in this matter to hear preliminary matters prior to the Hearing, to rule on any petition(s) for intervention, and to set a procedural schedule to completion.

  
Deborah Taylor Tate, Chairman

  
Pat Miller, Director

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Ron Jones, Director<sup>1</sup>

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<sup>1</sup> During the deliberations Director Jones raised concerns that the motion if successful would result in a change of procedure. Specifically, Director Jones stated that although he was not opposed to the procedure proposed in the motion he could find no difference between the instant docket and similar dockets where there were no interventions or other outside activity and the Authority voted to suspend effectiveness without appointing a hearing officer. Given his lack of opposition to the procedure proposed in the motion along with his belief that the motion should recognize the change of procedure, Director Jones abstained from voting on the motion.